

LEGISLATURE OF THE STATE OF IDAHO
Sixtieth Legislature Second Regular Session - 2010

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 728

BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR FISCAL YEAR 2010; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF ADMINISTRATION FOR FISCAL YEAR 2010; APPROPRIATING MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR FISCAL YEAR 2011; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING LEGISLATIVE INTENT ON STATE EMPLOYEE HEALTH INSURANCE BENEFITS; DIRECTING THE TRANSFER OF MONEYS ON OR AFTER JULY 1, 2010; DIRECTING THE TRANSFER OF MONEYS ON OR AFTER JANUARY 1, 2011; PROVIDING LEGISLATIVE INTENT ON THE IDAHO EDUCATION NETWORK; AND DECLARING AN EMERGENCY.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. In addition to the appropriation made in Section 1, Chapter 205, Laws of 2009, there is hereby appropriated to the Department of Administration the following amount to be expended for the designated program according to the designated expense class from the listed fund for the period July 1, 2009, through June 30, 2010:

I. PUBLIC WORKS:

FOR:

Operating Expenditures	\$200,000
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FROM:

Permanent Building Fund	\$200,000
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SECTION 2. Notwithstanding any other provision of law to the contrary, the appropriation made in Section 1, Chapter 205, Laws of 2009, to the Department of Administration is hereby reduced by the following amounts for the designated programs according to the designated expense classes from the listed fund for the period July 1, 2009, through June 30, 2010:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
I. DIRECTOR'S OFFICE:				
FROM:				
General Fund	\$77,500	\$5,000		\$82,500
II. INFORMATION TECHNOLOGY RESOURCE MANAGEMENT COUNCIL:				
FROM:				
General Fund	\$10,400	\$2,400		\$12,800

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
III. INFORMATION TECHNOLOGY:				
FROM:				
General Fund	\$22,800	\$56,800		\$79,600
IV. PUBLIC WORKS:				
FROM:				
General Fund		\$44,200		\$44,200
V. PURCHASING:				
FROM:				
General Fund	\$66,500	\$5,900		\$72,400
VIII. BOND PAYMENTS:				
FROM:				
General Fund			\$234,900	\$234,900
GRAND TOTAL	\$177,200	\$114,300	\$234,900	\$526,400

SECTION 3. There is hereby appropriated to the Department of Administration the following amounts to be expended for the designated programs according to the designated expense classes from the listed funds for the period July 1, 2010, through June 30, 2011:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
I. DIRECTOR'S OFFICE:				
FROM:				
General Fund	\$140,300	\$57,400		\$197,700
Indirect Cost Recovery Fund	619,200	258,300		877,500
Administration and Accounting Services Fund	62,400	20,000		82,400
Industrial Special Indemnity Fund	<u>147,500</u>	<u>109,700</u>		<u>257,200</u>
TOTAL	\$969,400	\$445,400		\$1,414,800
II. ADMINISTRATIVE RULES:				
FROM:				
Administrative Code Fund	\$201,000	\$312,500		\$513,500

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
III. INFORMATION TECHNOLOGY RESOURCE MGMT COUNCIL:				
FROM:				
General Fund	\$70,400	\$9,500		\$79,900
Administration and Accounting Services Fund	<u>408,700</u>	<u>327,800</u>		<u>736,500</u>
TOTAL	\$479,100	\$337,300		\$816,400
IV. INFORMATION TECHNOLOGY:				
FROM:				
General Fund	\$561,000	\$465,800		\$1,026,800
Idaho Education Network Fund	354,400	2,055,400	\$590,200	3,000,000
Indirect Cost Recovery Fund	422,400	69,900		492,300
Administration and Accounting Services Fund	<u>437,800</u>	<u>586,200</u>		<u>1,024,000</u>
TOTAL	\$1,775,600	\$3,177,300	\$590,200	\$5,543,100
V. PUBLIC WORKS:				
FROM:				
General Fund		\$306,900		\$306,900
Permanent Building Fund	\$1,624,600	1,689,000		3,313,600
Administration and Accounting Services Fund	<u>1,493,700</u>	<u>6,743,100</u>		<u>8,236,800</u>
TOTAL	\$3,118,300	\$8,739,000		\$11,857,300
VI. PURCHASING:				
FROM:				
General Fund	\$691,500			\$691,500
Administration and Accounting Services Fund	939,700	1,333,600	\$128,000	2,401,300
Federal Surplus Property Revolving Fund	<u>116,100</u>	<u>207,300</u>		<u>323,400</u>
TOTAL	\$1,747,300	\$1,540,900	\$128,000	\$3,416,200
VII. INSURANCE MANAGEMENT:				
FROM:				
Employee Group Insurance Fund	\$262,400	\$501,400		\$763,800
Retained Risk Fund	<u>396,900</u>	<u>236,900</u>		<u>633,800</u>
TOTAL	\$659,300	\$738,300		\$1,397,600
VIII. BOND PAYMENTS:				
FROM:				
General Fund		\$2,691,800	\$1,955,100	\$4,646,900
Permanent Building Fund		10,173,200	19,646,800	29,820,000
Administration and Accounting Services Fund		<u>422,200</u>	<u>233,000</u>	<u>655,200</u>

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
TOTAL		\$13,287,200	\$21,834,900	\$35,122,100
GRAND TOTAL	\$8,950,000	\$28,577,900	\$22,553,100	\$60,081,000

SECTION 4. In accordance with Section 67-3519, Idaho Code, the Department of Administration is authorized no more than one hundred fifty-one and seventy-five hundredths (151.75) full-time equivalent positions at any point during the period July 1, 2010, through June 30, 2011, for the programs specified in Section 3 of this act, unless specifically authorized by the Governor. The Joint Finance-Appropriations Committee will be notified promptly of any increased positions so authorized.

SECTION 5. LEGISLATIVE INTENT. It is the intent of the Legislature that the director of the Department of Administration, in accordance with Section 67-5761, Idaho Code, negotiate with sureties a contract with an insurance provider for fiscal year 2011 that, wherein such contract provides the same total health benefit, to the extent possible, for eligible state employees that is in place for fiscal year 2010 and took effect on June 14, 2009. The director shall not, under any circumstance, negotiate higher participant premiums, higher deductible amounts, higher stop-losses, higher copayments, or otherwise reduce the overall value of the plan currently in place to the participants. In the event that the director must negotiate a sub-plan or a plan separate from the total plan for a specific agency, the director has full discretion to negotiate all plan elements for the sub-plan or plan separate from the total plan. The state has generated excess reserves in the Group Insurance Fund due to prudent management of the plan by making statutory changes in eligibility for retirees; generating savings through plan design changes with the adoption of a drug formulary; and by changing the cost allocation methodology for all plan participants. The director of the Department of Administration is directed to use these reserves in fiscal year 2011, for two (2) premium holidays for agencies that paid their full allocated costs in fiscal year 2010; two (2) premium holidays for the employees; and absorb premium costs greater than those appropriated and/or allocated to the extent available within the total Health Insurance Reserve Fund. The Legislature gives further direction to the Department of Administration to implement a ninety (90) day waiting period for new employees hired on or after July 1, 2010, to be eligible to participate in the state Health Insurance Plan. The employee and eligible dependents shall be covered on the first day of the month following ninety (90) days of employment. Participating agencies shall continue to pay full allocated costs to the Office of Group Insurance through payroll deduction beginning on the first date of employment for the affected positions. The employee will not be charged a premium until they accept health insurance coverage. For the purposes of this intent language, the state of Idaho Group Health Insurance Plan means an insurance plan that provides coverage for medical, vision and dental claims. Disability insurance, retiree subsidy, flexible

1 spending administrative costs and state administration costs are provided
2 in the state Group Health Insurance Plan and are included in the total amount
3 as provided by appropriation.

4 SECTION 6. The State Controller is hereby directed to transfer on July
5 1, 2010, or as soon thereafter as is practicable, \$1,382,100 from the Per-
6 manent Building Fund to the Administration and Accounting Services Fund/Fa-
7 cilities Services for statewide elected officials' rent.

8 SECTION 7. The State Controller is hereby directed to transfer on
9 January 1, 2011, or as soon thereafter as is practicable, \$1,382,100 from
10 the Permanent Building Fund to the Administration and Accounting Services
11 Fund/Facilities Services for statewide elected officials' rent.

12 SECTION 8. The Legislature strongly supports the benefits of a
13 statewide high-bandwidth education network. It is the intent of the Leg-
14 islature that the Idaho Education Network Program and Resources Advisory
15 Council (IPRAC) shall implement a contract monitoring procedure using
16 the expertise of the IPRAC technical subcommittee. The Legislature also
17 intends that IPRAC shall provide quarterly reports to the members of the
18 Joint Finance-Appropriations Committee and the members of the Education
19 Committees of the Senate and the House of Representatives, beginning July
20 1, 2010. Quarterly reports shall include the following: budgeted and
21 actual expenditures of the Idaho Education Network (IEN); changes to the
22 IEN business plan; a list of public schools, institutions, and/or state
23 agencies that have been connected to the IEN; a description of the connection
24 technology, bandwidth provided, and the carrier company providing the
25 IEN services to such public schools, institutions, and/or state agencies;
26 and the IEN training opportunities offered to public schools. The IPRAC
27 quarterly reports may also include verbal or written testimony received from
28 recipients of the IEN services.

29 SECTION 9. An emergency existing therefor, which emergency is hereby
30 declared to exist, Sections 1 and 2 of this act shall be in full force and ef-
31 fect on and after passage and approval.